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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/577,971
Confirmation Number	
Filing Date	with an effective filing date of November 3, 2004
First Named Inventor	Igor Lvovich SKRYABIN, George PHANI, Sylvia Medlyn TULLOCH, Graeme Leslie EVANS and Ben JAUSNIK
Group Art Unit	
Examiner Name	Fax: (571) 273-8300

Total No. of Pages in this Submission: 11

Attorney Docket Number ADAPLU P03AUS (formerly GRIHAC P47AUS)

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee attached - Check \$ <input type="checkbox"/> Amendment/Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request (in Duplicate) <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Stmt <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Part/s Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition (DELETED - no longer useful) <input type="checkbox"/> To Convert a Provisional Petition <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below): Renewed Petition Under 37 CFR §1.47(a)- 2 pg. Copy of Dec. 19, 2008 letter to Igor Skryabin- 1 pg Copy Supple. Decl. - 3 pgs. Copy of September 14, 2007 letter from Igor Skryabin- 2 pgs. Copy of self-addressed stamped envelope- 1pg. Copy of Regist. Mail Receipt- 2 pgs. Postcard
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REMARKS

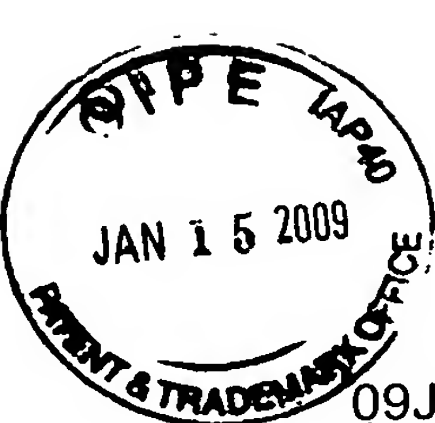
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name	Michael J. Bujold DAVIS & BUJOLD, P.L.L.C.	Reg. No. 32,018 CUSTOMER NO. 020210
Signature		
Date	January 9, 2009	

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on January 9, 2009

Signature		Date: January 9, 2009 (aag)
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09Jan09

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	:	Igor Lvovich SKRYABIN, George PHANI, Sylvia Medlyn TULLOCH, Graeme Leslie EVANS and Ben JAUSNIK
Serial no.	:	10/577,971
Confirmation No.	:	
Filed	:	with an effective filing date of November 3, 2004
For	:	MULTILAYERED PHOTOVOLTAIC DEVICE ON ENVELOPE SURFACE
Group Art Unit	:	
Examiner	:	
Docket	:	ADAPLU P03AUS (formerly GRIHAC P47AUS)

The Commissioner for Patents
U.S. Patent & Trademark Office
P. O. Box 1450
Alexandria, VA 22313-1450

RENEWED PETITION UNDER 37 CFR §1.47(a)

Dear Sir:

[XXX] NO FEES ARE PAYABLE WITH RESPECT TO THIS RENEWED PETITION

In response to the Decision on Petition mailed November 20, 2008, the Applicant is filing a Renewed Petition Under 37CFR 1.47(a) concerning the above identified application.

In the November 20, 2008 Decision, the Applicant notes that the Petition under 37 CFR 1.47(a) satisfies items (1), (2) and (3), of 37 CFR 1.47(a), while item (4) has yet to be satisfied. In particular, the United States Patent and Trademark Office indicates that the Declaration filed on May 5, 2008 by petitioner and signed by Igor Skryabin is defective because the Applicant crossed the section of the Declaration that has the Power of Attorney on the first page. It is further noted that any alteration made after signing of an oath or declaration must be supported by a supplemental oath or declaration, under § 1.67, or must be initialized by said inventor and dated.

In response to the above noted deficiency, on December 19, 2008 Applicant's Australian representative, Lorne Wood-Roe, sent a letter, by registered mail, to non-signing inventor Igor Skryabin which enclosed a Supplemental Declaration, a copy of the November 20, 2008 Decision on Renewed Petition, a copy of the associated specification (published as WO2005/043632) and a stamped addressed envelope—see attached copy of the December 19, 2008 letter, the accompanying Supplemental Declaration as well as documentation concerning this registered mailing.

On January 6, 2009, Applicant's Australian representative, Lorne Wood-Roe, received an unsigned letter from Igor Skryabin—see attached copy thereof—which is dated 14 September 2007 but apparently is in response to the December 19, 2008 letter of Applicant's Australian

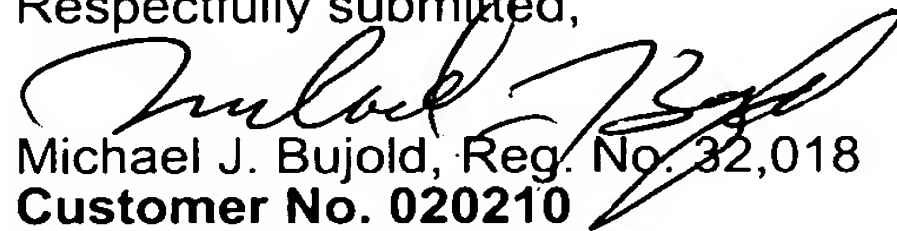
10/577,971

representative, Lorne Wood-Roe. This letter from Igor Skryabin , however, did not enclose the signed Supplemental Declaration. The Applicant interprets such action by inventor Igor Skryabin to be a refusal to sign the recently forwarded Supplemental Declaration that was enclosed and sent with the letter dated December 19, 2008.

If any further action is required on behalf of the Applicant so that this Renewed Petition Under 37 CFR 1.47(a) can be granted and this application can undergo substantive examination, please contact the undersigned to expedite the handling thereof. In view of the foregoing, the Applicant respectfully requests favorable reconsideration and granting of this Renewed Petition Under 37 CFR 1.47(a).

In the event that there are any fee deficiencies or additional fees are payable, please charge the same or credit any overpayment to our Deposit Account (Account No. 04-0213).

Respectfully submitted,



Michael J. Bujold, Reg. No. 32,018

Customer No. 020210

Davis & Bujold, P.L.L.C.

112 Pleasant Street

Concord, NH 03301-2931

Telephone 603-226-7490

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E-mail: patent@davisandbujold.com



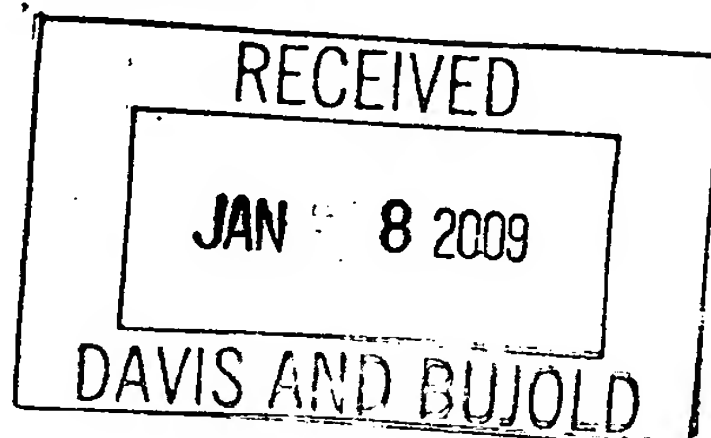
ADAMS PLUCK

Patent & Trade Mark Attorneys

**BY REGISTERED MAIL**

19 December 2008

Igor Skryabin
76 Schlich Street
YARRALUMLA ACT 2600



Suite 3, Level 1
20 George Street
Hornsby NSW 2077
Sydney Australia
P.O. Box 905
Hornsby NSW 2077
Ph: (61-2) 9476 0477
Fax: (61-2) 9987 2405
email@adamspluck.com.au

Dear Igor

United States Patent Application No. 10/577971
Sustainable Technologies International Pty Ltd
Multilayered photovoltaic device on envelope surface
Our Ref: 20240USP00:lwr/kl

You may recall that in recent times an inventor's Declaration form that you signed was rejected by the United States Patent Office because annotations had been made to the form that were undated. You then made further annotations to the form to date the change to you made and that form was submitted to the United States Patent Office.

The United States Patent Office has now rejected the most recently filed form on the grounds that the annotations were made to a copy of the form rather than the original. I attach a copy of a Decision on Renewed Petition dated 20 November 2008 which explains the position of the United States Patent Office.

I attach a replacement Declaration form. I also attach a copy of the patent specification WO2005/043632. Please sign and date it where indicated and return it to me in the enclosed stamped address envelope.

Yours sincerely


Lorne Wood-Roe

Partner

lorne.wood-roe@adamspluck.com.au

Enc Declaration
Copy of Decision on Renewed Petition
Copy of specification WO2005/043632

Fellows of the Institute of Patent and Trade Mark Attorneys of Australia

www.adamspluck.com.au

ADAPLU P03AUS

DECLARATION

(Original, Design, National Stage of PCT, Supplemental)

As a below named inventor, I hereby declare that:

TYPE OF DECLARATION

This declaration is of the following type: (check one applicable item below)

- ☐ original
☐ design
☒ supplemental
☐ National Stage of PCT
☐ divisional (see added page)
☐ continuation (see added page)
☐ continuation-in-part (see added page)

INVENTORSHIP IDENTIFICATION

My/our residence, post office address and citizenship is/are as stated below next to my/our name. I/We believe that the named inventor or inventors listed below is/are the original and first inventor or inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled:

TITLE OF INVENTIONMULTILAYERED PHOTOVOLTAIC DEVICE ON ENVELOPE SURFACE**SPECIFICATION IDENTIFICATION**

The specification of which: (complete (a), (b) or (c))

- (a) ☐ is attached hereto.
(b) ☒ was filed on _____ with an effective filing date of November 3, 2004
_____ as
☒ Serial No. _____ 10/577,971 or
☐ Express Mail No. _____ as Serial No. (not yet known) and
was amended on _____ (if applicable).
(c) ☐ was described and _____ filed on
and as amended under PCT Article 19 on _____
(if any).
(d) ☐ amended on _____

ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I/We hereby state that I/we have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I/We acknowledge the duty to disclose to the United States Patent Office all information which is known to be material to patentability of this application as defined in § 1.56 of Title 37 of the Code of Federal Regulations.

PRIORITY CLAIM

I/We hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me/us on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

**EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

COUNTRY	APPLICATION NO.	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 37 USC 119
Australian	2003906026	November 3, 2003	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
Australian	2003906361	November 19, 2003	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
Australian	2004903440	June 24, 2004	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
Australian	2004905662	September 24, 2004	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO

**ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

☐ I/We hereby claim the benefit, under 35 U.S.C. 119(e), of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

DECLARATION

I/We hereby declare that all statements made herein of my/our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first joint inventor: Igor Lvovich SKRYABIN

Inventor's signature: _____

Date: _____

Post Office Address: 76 Schlich Street, Yarralumla, ACT 2600, Australia

Residence: Same as Above

Country of Citizenship: AU

Full name of second joint inventor: George PHANI

Inventor's signature: _____ Date: _____

Post Office Address: _____

Residence: _____ Country of Citizenship: _____

Full name of third joint inventor: Sylvia Medlyn TULLOCH

Inventor's signature: _____ Date: _____

Post Office Address: _____

Residence: _____ Country of Citizenship: _____

Full name of fourth joint inventor: Graeme Leslie EVANS

Inventor's signature: _____ Date: _____

Post Office Address: _____

Residence: _____ Country of Citizenship: _____

Full name of fifth joint inventor: Ben JAUSNIK

Inventor's signature: _____ Date: _____

Post Office Address: _____

Residence: _____ Country of Citizenship: _____

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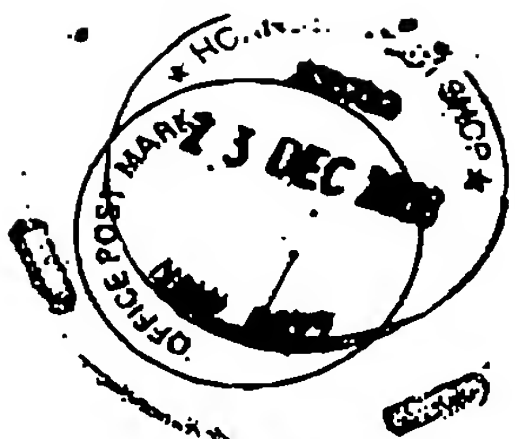
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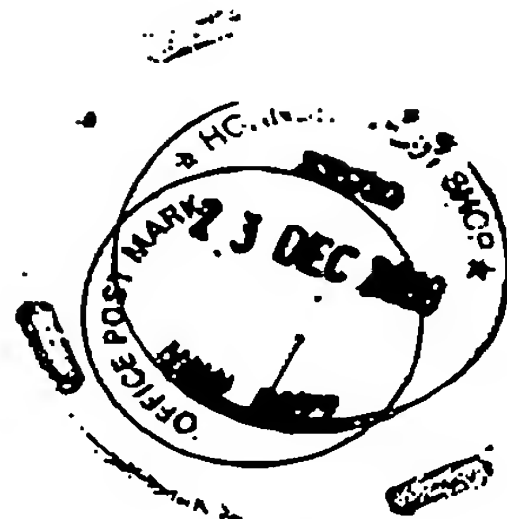
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- 6 JAN 2009

Received With Thanks



Dr Igor Skryabin
76 Schlich St, Yarralumla ACT 2600

Mr. L. Wood-Roe
GPO Box 4164, Sydney NSW 2001

14 September 2007

Dear Mr. Wood-Roe,
RE: your letter of 4 Sep 07

V As you would, probably, appreciate I cannot entrust any document to anyone who knowingly and deliberately disrepute me. I refer to the Statement of Facts prepared by you for the USPTO in relation to the US Patent Application No. 20060219289. → 10/530, 530

This Statement of Facts, supposedly based on your firsthand knowledge, suggests that:

- I was employed as an Intellectual Property Officer at STI;
- I was employed by STI until November 2005;
- my employment with STI was terminated by STI in November 2005;
- the cause for that termination was my unacceptable work performance as a scientist and a manager;
- further, it reasonably infers that I was responsible for acts of omissions that were unacceptable in general respects and which cast doubt over my competence as a scientist and a manager;
- I ought not to be engaged by technology enterprises or institutions or trusted with development funds;
- I am perceived to be a trouble maker who should not be employed by technology enterprises and institutions and should not be trusted in business dealings.
- I am a non-singing inventor

It was your firsthand knowledge at the time of making this statements that none of these assertions were correct. The natural conclusion of your statement is that my ability to obtain suitable appointments and/or raise funds for technology development was severely compromised. You were not required at all to make any statement for the USPTO and it appears that the only reason to make and file this Statement of Facts was to disrepute me and damage my employment and business opportunities.

Further, even after receiving a letter from my solicitors that clearly reminded you the history of my involvement with STI, you filed an amendment that rectifies only some of the false and misleading statements and repeats the other false and misleading statements again.

As you know, letters in relation to the defamatory imputations arising from this statement were sent to Griffith Hack and Dyesol/STI requesting a public apology and rectification of the defamatory statement that still remains publicly available at the USPTO. No substantive reply was received.

V I suggest that it is your ethical and professional responsibility to:

- (i) Apologise for your actions, and
- (ii) Submit a proper amendment to your statement, along with your apologies.

Yours sincerely,

Dr Igor Skryabin